

The Honorable Robert J. Bryan

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA, the STATE  
OF CALIFORNIA, and the STATE OF  
WASHINGTON, *ex rel.* SW SLEEP LLC,

Plaintiffs,

v.

INNOVATIVE SLEEP CENTERS, PLLC, et al.,

Defendants.

CASE NO. 19-CV-5604-RJB

**FILED UNDER SEAL**

[PROPOSED] ORDER

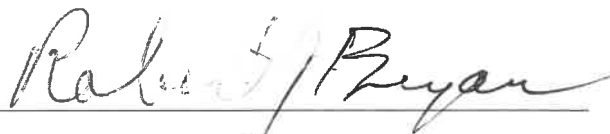
The United States and plaintiff states (collectively, the “Governmental Entities”) have filed an *ex parte* Application for an order: (1) extending the period, from March 1, 2023, to September 1, 2023, in which to notify the Court whether they intend to intervene in this *qui tam* lawsuit, and (2) partially lifting the seal in this case so that the Governmental Entities may, at their discretion, inform Defendants and other necessary parties of the existence of this *qui tam* action and provide Defendants, if warranted, with a copy of the Complaint and any future amended complaints. Such an extension of time is expressly contemplated by the False Claims Act, which provides that the United States “may, for good cause shown, move the Court for

1 extensions of . . . time,” 31 U.S.C. § 3730(b)(3), and by the relevant state false claims acts. The  
2 Court finds that the *ex parte* Application establishes good cause, and the Court is satisfied that a  
3 partial lifting of the seal is consistent with the seal provisions of the False Claims Act and may  
4 expedite the parties’ attempts at resolution of this matter.

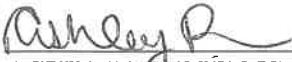
5 Accordingly, it is hereby ORDERED that the Governmental Entities’ *ex parte*  
6 Application for a partial lifting of the seal shall be granted such that the Governmental Entities,  
7 in their discretion, may disclose the existence of this *qui tam* action and provide a copy of the  
8 Complaint and any future amended complaints to the Defendants and other necessary parties.

9 IT IS FURTHER ORDERED that the Governmental Entities shall have until September  
10 1, 2023, to notify the Court of their decision whether or not to intervene in this *qui tam* action.  
11 The Clerk shall maintain the Complaint and other filings under seal for the duration of the  
12 investigation.

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14 DATED this 2<sup>d</sup> day of March, 2023.

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17 ROBERT J. BRYAN  
18 United States District Judge  
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1 Presented by:

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